

Public Hearing: July 25, 2005

## **F A C T   S H E E T**

**TITLE:** Resolution for Impact Fee Appeal with Dan Hoffman.

**SPONSOR:**

**OPPONENTS:** Public Works & Utilities

**OTHER DEPARTMENTS AFFECTED:**

**STAFF RECOMMENDATION:** Denial

**APPLICANT:** Dan Hoffman

**REASON FOR LEGISLATION:** Impact Fee Appeal

## **D I S C U S S I O N**

This application does not meet any of the stipulations required for reduction in an impact fee. According to Section 27.82.110 of the Impact Fee Ordinance, the City Council shall not waive fees unless there is a finding that the fee was incorrectly calculated or that there are unusual circumstances which demonstrate that application of the fee for the development would be unfair or unjust. Those findings do not exist in this matter.

The Water/Wastewater Utilities Impact Fee was correctly calculated based upon the Water/Wastewater Impact Fee Schedule. Appellant is replacing a 1" water meter with a 1 ½" water meter. Lincoln Municipal Code § 27.82.050(4) provides that if a person is applying for a permit to allow a change of use or meter size the impact fee shall be based on the net increase in the fee for the new meter size as compared to the previous use provided that the previous use was in operation within 15 years prior to date of application for the new meter. Here the previous use is the 1" water meter. According to the Water/Wastewater Fee Schedule, beginning January 1, 2005, the 1" Water/Wastewater Utility Impact Fee is \$2060. (Meter System Fee is \$850; Water Distribution Fee is \$528; and the Wastewater Fee is \$682.00). The new use, 1 ½" Water/Wastewater Utility Impact Fee is \$4119 (Meter System Fee is \$1701; Water Distribution Fee is \$1055; and the Wastewater Fee is \$1363). Therefore, calculating the fee pursuant to Lincoln Municipal Code § 27.82.050(4) the Water/Wastewater Utility Impact Fee is 1 ½ " meter \$4119 - the 1" meter \$2060 = \$2059.00

**POLICY OR PROGRAM CHANGE:** No

**FACT SHEET PREPARED BY:**

Asst. Public Works/Utilities Business Manager

**REVIEWED BY:**

Director of Public Works/Utilities